## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of JAMES A. JOHNSTON

Atty. Docket US010384

Serial No. 09/879,993

Group Art Unit: 3694

Filed: June 14, 2001

Examiner: Martin A. Gottschalk

Conf. 4698

METHOD, APPARATUS, AND READABLE MEDIUM FOR ON-LINE PATIENT EVALUATION

Commissioner for Patents Alexandria, VA 22313-1450

## NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of
Patent Appeals and Interferences from the decision dated
September 15, 2006 of the Examiner finally rejecting claims
1-29.

- [ X ] Please charge the fee of \$500.00 to Deposit Account No. 14-1270.
- [ ] No additional fee is required, because the fee was paid in a prior appeal.

Respectfully submitted,

By /Aaron Waxler/ Aaron Waxler, Reg.No. 48,027 Attorney (914) 333-9608